

MONDAY, APRIL 4, 2016

FIFTY-FIFTH LEGISLATIVE DAY

The House met at 4:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Pastor Charlie Caswell, Union Grove Baptist Church, Memphis, TN.

Representative Miller led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 94

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Eldridge, Faison, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Lundberg; military service

Representative Howell

Representative Farmer

Representative Todd

Representative DeBerry

PRESENT IN CHAMBER

Rep. Jernigan was recorded as being present in the Chamber.

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SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 484 Rep. Forgety as First prime sponsor.

House Joint Resolution No. 543 Reps. Wirgau, Marsh and Daniel as prime sponsors.

House Joint Resolution No. 831 Reps. Littleton and Shepard as prime sponsors.

House Bill No. 1487 Reps. Powell, Armstrong and Hardaway as prime sponsors.

House Bill No. 1835 Rep. Alexander as prime sponsor.

House Bill No. 2006 Reps. Butt, Byrd, Hardaway, Weaver, Dunn and H. Brooks as prime sponsors.

House Bill No. 2236 Rep. Turner as prime sponsor.

House Bill No. 2323 Reps. Butt, Littleton, Byrd, Pody, Casada, Sargent, K. Brooks, Halford, Marsh, Weaver, Terry, Rogers, M. White, Zachary, J. Sexton, Reedy and Carr as prime sponsors.

House Bill No. 2401 Rep. Gravitt as prime sponsor.

House Bill No. 2422 Rep. Dunlap as prime sponsor.

House Bill No. 2651 Rep. Lynn as prime sponsor.

SPONSORS REMOVED

On Motion, Rep. D. White was removed as sponsor of **House Joint Resolution No. 484**.

ENROLLED BILLS

April 1, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 2641; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

REPORT OF CHIEF ENGROSSING CLERK

April 1, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1094, 1438, 1495, 1496, 1506, 1552, 1642, 1696, 1722, 1734 and 1747; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 1, 2016

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 582, 585, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640 and 641; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

April 1, 2016

The Speaker announced that she had signed the following: Senate Joint Resolutions Nos. 582, 585, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640 and 641.

JOE MCCORD, Chief Clerk

MESSAGE FROM THE SENATE

April 4, 2016

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 302; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 302** -- Taxes, Exemption and Credits - As introduced, allows part-time and seasonal adventure tourism jobs, with or without minimum health care, created in adventure tourism districts since June 1, 2011, to be counted as half a job for purposes of allowing the employer to qualify for the jobs tax credit against franchise and excise taxes. - Amends TCA Title 11, Chapter 11, Part 2 and Title 67. by *Yager. (HB1194 by *Ragan, *Brooks K)

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Matlock, joined by Rep. Marsh, was recognized in the Well to honor Danny Smith, Truckload Carriers Association 2015 Company Driver of the Year

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RESOLUTION READ

The Clerk read House Joint Resolution No. 719, adopted March 28, 2016.

House Joint Resolution No. 719 -- Memorials, Recognition - Danny Smith, Truckload Carriers Association 2015 Company Driver of the Year. by *Matlock.

RECOGNITION IN THE WELL

Representative Clemmons was recognized in the Well to recognize Hockey Saves, Inc.

RESOLUTION READ

The Clerk read House Joint Resolution No. 603, adopted February 29, 2016.

House Joint Resolution No. 603 -- Memorials, Sports - Hockey Saves, Inc. by *Clemmons, *Sargent.

RECOGNITION IN THE WELL

Representative Miller was recognized in the Well to honor Trezevant High School, 2A state football champs

RESOLUTION READ

The Clerk read House Joint Resolution No. 546, adopted February 1, 2016.

House Joint Resolution No. 546 -- Memorials, Sports - Trezevant High School, 2A state football champs. by *Miller, *Parkinson, *Akbari, *Alexander, *Armstrong, *Beck, *Brooks H, *Brooks K, *Byrd, *Calfee, *Camper, *Carr, *Carter, *Casada, *Clemmons, *Coley, *Cooper, *Daniel, *DeBerry, *Doss, *Dunlap, *Dunn, *Eldridge, *Faison, *Farmer, *Favors, *Fitzhugh, *Forgety, *Gilmore, *Goins, *Gravitt, *Halford, *Hardaway, *Harwell, *Hawk, *Hazlewood, *Hicks, *Hill M, *Hill T, *Holsclaw, *Holt, *Howell, *Hulsey, *Jenkins, *Jernigan, *Johnson, *Jones, *Kane, *Keisling, *Kumar, *Lamberth, *Littleton, *Lollar, *Love, *Lundberg, *Lynn, *Marsh, *Matheny, *Matlock, *McCormick, *McDaniel, *McManus, *Mitchell, *Moody, *Pitts, *Powell, *Powers, *Reedy, *Rogers, *Sanderson, *Sargent, *Sexton C, *Sexton J, *Shaw, *Shepard, *Smith, *Sparks, *Spivey, *Stewart, *Swann, *Terry, *Todd, *Travis, *Turner, *VanHuss, *Weaver, *White D, *White M, *Williams, *Windle, *Wirgau, *Zachary.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 6, 2016:

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House Resolution No. 241 – Memorials, Interns - Tahje Clark. by *Faison.

House Resolution No. 242 --Memorials, Recognition - Mary B. Conner. by *Cooper.

House Resolution No. 243 -- Memorials, Retirement - David Horvat. by *Ramsey.

House Resolution No. 244 -- Memorials, Retirement - Sylvia Humphrey Givens. by *Shepard, *Butt.

House Joint Resolution No. 775 -- Memorials, Personal Achievement - Gay Webb, Love Where You Live Award. by *Faison.

House Joint Resolution No. 776 -- Memorials, Recognition - April 2016, "Autism Awareness Month" in Tennessee. by *Byrd.

House Joint Resolution No. 777 -- Memorials, Retirement - Audrey Bowling. by *Byrd.

House Joint Resolution No. 778 -- Memorials, Academic Achievement - Andrew Couchoud, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 779 -- Memorials, Academic Achievement - Julianne Blackburn, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 780 -- Memorials, Academic Achievement - Lylah Riley, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 781 -- Memorials, Academic Achievement - China McFall, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 782 -- Memorials, Academic Achievement - Paige Churchwell, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 783 -- Memorials, Academic Achievement - Jonathan Pope, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 784 -- Memorials, Academic Achievement - Gabriel Lang, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 785 -- Memorials, Academic Achievement - Riley Brashier, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 786 -- Memorials, Academic Achievement - Weston Davis, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 787 -- Memorials, Academic Achievement - Daniel Couchoud, Top Ten Senior, Frank Hughes High School. by *Byrd.

House Joint Resolution No. 788 -- Memorials, Academic Achievement - Raven Lee Minyard, Top Ten, Lewis County High School. by *Byrd.

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House Joint Resolution No. 789 -- Memorials, Academic Achievement - Olivia Pearl Cardenas, Top Ten, Lewis County High School. by *Byrd.

House Joint Resolution No. 790 -- Memorials, Academic Achievement - Alison Brooke Moore, Top Ten, Lewis County High School. by *Byrd.

House Joint Resolution No. 791 -- Memorials, Academic Achievement - Carrie Dawn Runions, Top Ten, Lewis County High School. by *Byrd.

House Joint Resolution No. 792 -- Memorials, Academic Achievement - Lauren Nicole Thomas, Top Ten, Lewis County High School. by *Byrd.

House Joint Resolution No. 793 -- Memorials, Academic Achievement - Lexie Anne Carroll, Top Ten Senior, Lewis County High School. by *Byrd.

House Joint Resolution No. 794 -- Memorials, Academic Achievement - Malia Grace Bennett, Top Ten Senior, Lewis County High School. by *Byrd.

House Joint Resolution No. 795 -- Memorials, Academic Achievement - Savanna Lee Collie, Top Ten Senior, Lewis County High School. by *Byrd.

House Joint Resolution No. 796 -- Memorials, Academic Achievement - Anna Grace Brewer, Top Ten Senior, Lewis County High School. by *Byrd.

House Joint Resolution No. 797 -- Memorials, Academic Achievement - Michael Robert James Butler, Top Ten Senior, Lewis County High School. by *Byrd.

House Joint Resolution No. 798 -- Memorials, Academic Achievement - Kristin Beth Caperton, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 799 -- Memorials, Academic Achievement - Dezarae Suzanna Clark, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 800 -- Memorials, Academic Achievement - Ashley Nichole Wilson, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 801 -- Memorials, Academic Achievement - Emma Kate Darnell, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 802 -- Memorials, Academic Achievement - Ann-Katherine Lee Gobble, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 803 -- Memorials, Academic Achievement - Dylan Blake Self, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 804 -- Memorials, Academic Achievement - Raegan Nicole Hannah, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 805 -- Memorials, Academic Achievement - Morgan Rose Phillips, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 806 -- Memorials, Academic Achievement - Maria Claire Kertiens, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 807 -- Memorials, Academic Achievement - Rainey Lea Ibbotson, Top Ten Senior, Summertown High School. by *Byrd.

House Joint Resolution No. 808 -- Memorials, Academic Achievement - Benjamin Hanback, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 809 -- Memorials, Academic Achievement - Shelby Wilbanks, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 810 -- Memorials, Academic Achievement - Christian Weaver, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 811 -- Memorials, Academic Achievement - Charlee Pigg, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 812 -- Memorials, Academic Achievement - Taylor Lard, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 813 -- Memorials, Academic Achievement - Emily Haddock, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 814 -- Memorials, Academic Achievement - Lakelyn Reed, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 815 -- Memorials, Academic Achievement - Stacie Kelley, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 816 -- Memorials, Academic Achievement - Kaden Reaves, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 817 -- Memorials, Academic Achievement - McKinley Heard, Top Ten Senior, Collinwood High School. by *Byrd.

House Joint Resolution No. 818 -- Memorials, Academic Achievement - Kelsi Cole, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 819 -- Memorials, Academic Achievement - Ben Dollar, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 820 -- Memorials, Academic Achievement - Maranda Keeton, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 821 -- Memorials, Academic Achievement - Jacquelyn Downs, Top Ten Senior, Wayne County High School. by *Byrd.

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House Joint Resolution No. 822 -- Memorials, Academic Achievement - Rachel Odle, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 823 -- Memorials, Academic Achievement - Caitlyn Cole, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 824 -- Memorials, Academic Achievement - Riley Sanders, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 825 -- Memorials, Academic Achievement - Shelby Rios, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 826 -- Memorials, Academic Achievement - Tiffanie Maze, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 827 -- Memorials, Academic Achievement - Courtney Rees, Top Ten Senior, Wayne County High School. by *Byrd.

House Joint Resolution No. 828 -- Memorials, Interns - John William Gleason III. by *Forgety.

House Joint Resolution No. 829 -- Memorials, Recognition - Senator Doug Overbey. by *Ramsey.

House Joint Resolution No. 830 -- Memorials, Recognition - National Auctioneers Day, April 16, 2016. by *Wirgau.

House Joint Resolution No. 832 -- Memorials, Professional Achievement - Ella Tarwater, Sevier County Education Hall of Fame. by *Carr , *Farmer.

House Joint Resolution No. 833 -- Memorials, Professional Achievement - Shirley Ely, Sevier County Education Hall of Fame. by *Carr , *Farmer.

House Joint Resolution No. 834 -- Memorials, Professional Achievement - Lucille Ogle Shults, Sevier County Education Hall of Fame. by *Carr , *Farmer.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 2662** -- Jackson County - As introduced, subject to local approval, removes an outdated requirement that the highway commissioner submit a quarterly report of expenditures to the quarterly county court. - Amends Chapter 111 of the Private Acts of 1951; as amended. by *Windle.

House Bill No. 2663 -- Scott County - As introduced, subject to local approval, expands application of the hotel motel tax to include campgrounds in which rooms, lodgings, or accommodations are furnished to transients for a consideration. - Amends Chapter 144 of the Private Acts of 1983. by *Keisling.

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SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 851** -- Hospitals and Health Care Facilities - As introduced, requires accountable care organizations to establish a clinical laboratory testing advisory board. - Amends TCA Title 56 and Title 68, Chapter 29. by *Overbey. (HB1100 by *Hill T)

Senate Bill No. 2374 -- Barbers - As introduced, revises the provisions governing the licensure and certification for barbers and cosmetologists. - Amends TCA Title 62, Chapter 3 and Title 62, Chapter 4. by *Bell. (*HB2373 by *Parkinson, *Powell)

Senate Bill No. 2427 -- State Government - As introduced, creates a task force to study the feasibility of state government utilizing an open data policy. - Amends TCA Title 4; Title 10 and Title 12. by *Yarbro. (*HB2215 by *Powell)

Senate Bill No. 2447 -- Education, Higher - As introduced, clarifies that, after a change in ownership of a postsecondary proprietary institution, the new owner has 10 business days instead of 10 days to apply to THEC for authorization to operate. - Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9. by *Johnson. (*HB2409 by *Casada)

Senate Bill No. 2450 -- Labor and Workforce Development, Dept. of - As introduced, requires any report issued by the economic council on women on the wage disparities between men and women, and minorities and nonminorities, in the same job classifications to be transmitted by the commissioner to the governor, to the speakers of both houses of the general assembly, to each member of the general assembly, and to each library designated as a depository of state reports and documents. - Amends TCA Title 4; Title 7; Title 12; Title 45; Title 47; Title 50; Title 56; Title 62; Title 65; Title 66; Title 67 and Title 68. by *Harris, *Briggs, *Dickerson, *Overbey, *Bowling, *Yarbro. (*HB2212 by *Powell, *Miller, *Hardaway, *Gilmore, *Jernigan, *Clemmons, *Swann, *Calfee, *Cooper)

Senate Bill No. 2485 -- State Employees - As introduced, extends from 30 days to 45 days the period by which the appointing authority of a state agency is required to appoint an applicant to fill a vacant position after being referred a list of eligible candidates by the commissioner of human resources. - Amends TCA Title 8, Chapter 30 and Title 49. by *Massey, *Yager. (*HB2269 by *Dunn, *Littleton)

Senate Bill No. 2488 -- Cemeteries - As introduced, creates a nine-member task force to make recommendations for statutory changes concerning funding for community exempt

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cemeteries; task force will make a report and cease to exist by January 1, 2017. - Amends TCA Title 46. by *Massey. (*HB2268 by *Dunn)

Senate Bill No. 2499 -- Education, Dept. of - As introduced, requires the department to notify electronically each LEA when the office of research and education accountability publishes a report pertaining to pre-K-12 education in order that the LEAs may disseminate the report to licensed personnel. - Amends TCA Title 49. by *Gresham, *Stevens. (*HB2009 by *Butt)

Senate Bill No. 2581 -- Hospitals and Health Care Facilities - As introduced, requires the board for licensing health care facilities to report to the chair of the health and welfare committee of the senate and the chair of the health committee of the house on or before January 15, 2017, concerning the need for central service technicians to be regulated in order to provide certified sterile processing in hospitals and related institutions. - Amends TCA Title 68. by *Norris. (*HB2332 by *Sexton C)

Senate Bill No. 2584 -- Juvenile Offenders - As introduced, requires the department of children's services to report annually to the governor and speakers of the house and senate; report to include an evaluation of the effectiveness of juvenile court probation departments; requires community service agencies and other private probation services to develop a strategic plan for improving outcome of juveniles under supervision. - Amends TCA Title 37. by *Norris, *Ketron, *Harper. (*HB2493 by *Akbari, *Cooper)

Senate Bill No. 2586 -- Children - As introduced, enacts the "Juvenile Justice Realignment Act"; creates a task force to study the creation of a department of juvenile justice. - Amends TCA Title 4; Title 8 and Title 37. by *Norris, *Overbey. (*HB1960 by *Camper)

Senate Bill No. 2588 -- Abuse - As introduced, requires each district attorney general to establish an adult protective investigative team for the purpose of coordinating investigations and responses to suspected instances of abuse, neglect, or exploitation of adults. - Amends TCA Title 71, Chapter 6. by *Norris, *Gresham, *Haile, *Massey, *Roberts. (*HB1936 by *Keisling)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 2660** -- Shelbyville -- House Local Government Committee

House Bill No. 2661 -- Adamsville -- House Local Government Committee

CONSENT CALENDAR

House Bill No. 2650 -- Linden - As introduced, subject to local approval, authorizes the appointment of a vice mayor; allows for the mayor to be paid a salary, to be set by ordinance. - Amends Chapter 365 of the Private Acts of 1923; as amended. by *McDaniel.

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House Bill No. 2427 -- Local Government, General - As introduced, authorizes volunteer firefighters who have successfully completed the Tennessee commission on firefighting personnel and standard education certification exam for Firefighter I and have practiced as a volunteer firefighter for at least one year from the completion of such exam to receive group insurance benefits, subject to the approval of county governing bodies. - Amends TCA Title 8, Chapter 27 and Title 50, Chapter 6. by *Goins, *Sexton J, *Sparks, *Byrd, *Howell, *Brooks K.

On motion, House Bill No. 2427 was made to conform with **Senate Bill No. 1824**; the Senate Bill was substituted for the House Bill.

***Senate Joint Resolution No. 463** -- General Assembly, Directed Studies - Directs TACIR to study compensation and reimbursement paid to members of general assembly. by *Beavers.

***House Joint Resolution No. 543** -- Memorials, Congress - Urge Congress to enact legislation for the purpose of enhancing hunting, fishing, recreational shooting, and other outdoor recreational opportunities. by *Reedy, *McDaniel.

***House Bill No. 2652** -- Rocky Top - As introduced, subject to local approval, rewrites city charter. - Amends Chapter 227 of the Private Acts of 1992; as amended. by *Ragan.

House Bill No. 2643 -- Copperhill - As introduced, subject to local approval, requires approval of the board of mayor and aldermen for personnel decisions of the mayor. - Amends Chapter 94 of the Private Acts of 1993. by *Howell.

***House Bill No. 1541** -- Environment and Conservation, Department of - As introduced, broadens the scope of the Used Oil Collection Act of 1993 to address the proper disposal of used antifreeze, transmission fluid, and power steering fluid. - Amends TCA Section 55-4-133 and Title 68, Chapter 211, Part 10. by *McCormick, *Brooks K, *Lollar.

On motion, House Bill No. 1541 was made to conform with **Senate Bill No. 2544**; the Senate Bill was substituted for the House Bill.

House Bill No. 2644 -- Cookeville - As introduced, subject to local approval, removes the requirement that all joint ownership arrangements of the Cookeville regional medical center authority be on city owned property; requires all joint ownership arrangements to be approved by the city council of the City of Cookeville. - Amends Chapter 49 of the Private Acts of 1999; as amended. by *Williams, *Sexton C.

***House Bill No. 2651** -- Lebanon - As introduced, subject to local approval, revises the city charter. - Amends Chapter 644 of the Private Acts of 1911; as amended. by *Pody.

***House Bill No. 2646** -- Eagleville - As introduced, subject to local approval, rewrites the city charter. - Amends Chapter 77 of the Private Acts of 1977. by *Womick.

On motion, House Bill No. 2646 was made to conform with **Senate Bill No. 2668**; the Senate Bill was substituted for the House Bill.

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***House Bill No. 2621** -- Montgomery County - As introduced, subject to local approval, adds governmental units to the list of entities from which the hotel and motel occupancy tax is collected. - Amends Chapter 167 of the Private Acts of 1979. by *Pitts.

***Senate Joint Resolution No. 466** -- Naming and Designating - "Star Spangled Banner Day," September 14, 2016. by *Johnson, *Massey, *Yager.

***House Bill No. 1407** -- Education, Higher - As introduced, grants in-state tuition and fees at public higher education institutions to certain dependent children of military parents regardless of place of residency if the military parent perished as the result of a targeted attack that occurred in Tennessee. - Amends TCA Title 49, Chapter 4; Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9. by *McCormick, *Rogers, *Sargent, *Brooks K.

***House Resolution No. 188** -- General Assembly, Confirmation of Appointment - Eddie Bass, TBI Nominating Commission. by *Harwell, *Johnson, *Lamberth.

***House Resolution No. 189** -- General Assembly, Confirmation of Appointment - Judge Larry K. Scroggs, TBI Nominating Commission. by *Harwell, *Johnson, *Lamberth.

***Senate Joint Resolution No. 394** -- General Assembly, Statement of Intent or Position - Expresses support for law enforcement. by *Tracy, *Yarbro, *Kelsey, *Overbey, *Southerland, *Yager.

House Bill No. 2653 -- Gallatin - As introduced, subject to local approval, amends charter relative to the appointment of city officers by the city council, in addition to residency requirements, tenure, salaries, and termination provisions for such officers; specifies that the removal of the mayor, aldermen, and recorder shall be conducted in accordance with the general law; authorizes city attorney to accept service of process on behalf of the city. - Amends Chapter 67 of the Private Acts of 1953; as amended. by *Lamberth.

***House Bill No. 2649** -- Van Buren County - As introduced, subject to local approval, revises allocation of occupancy tax proceeds from 22.28 percent to the city of Spencer and 77.72 percent to the county trustee, to 16 percent to the city of Spencer and 84 percent to the county trustee. - Amends Chapter 168 of the Private Acts of 1984; as amended. by *Sexton C.

House Resolution No. 240 -- Memorials, Recognition - "Carl Perkins's 'Blue Suede Shoes Day'". by *Gilmore.

House Joint Resolution No. 768 -- Memorials, Interns - Lyndsey Onks. by *Johnson.

House Joint Resolution No. 769 -- Memorials, Death - Rev. Vernon Lee Hooks. by *Pitts.

House Joint Resolution No. 770 -- Memorials, Sports - Jon Robinson, General Manager of Tennessee Titans. by *Sanderson.

House Joint Resolution No. 771 -- Memorials, Professional Achievement - Kari Garrison, 2015-2016 Sevier County Secondary Grades Teacher of the Year. by *Carr .

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House Joint Resolution No. 772 -- Memorials, Professional Achievement - Michelle Oliver, 2015-2016 Sevier County Primary Grades Teacher of the Year. by *Carr .

House Joint Resolution No. 773 -- Memorials, Professional Achievement - Sara Rawlinson, 2015-2016 Sevier County Middle Grades Teacher of the Year. by *Carr .

House Joint Resolution No. 774 -- Memorials, Recognition - Citizen Tribune, 50th anniversary. by *Goins.

Senate Joint Resolution No. 677 -- Memorials, Interns - Erika Danielle Ivey. by *Overbey.

Senate Joint Resolution No. 679 -- Memorials, Interns - Larry Edwards, Jr. by *Tracy.

Senate Joint Resolution No. 680 -- Memorials, Interns - Denarius Lamonte Stinson. by *Tracy.

Senate Joint Resolution No. 681 -- Memorials, Recognition - John Greeter. by *Bowling, *Tracy.

Senate Joint Resolution No. 682 -- Memorials, Academic Achievement - Brittany Nicole Caver, Salutatorian, Northwest High School. by *Green.

Senate Joint Resolution No. 683 -- Memorials, Academic Achievement - Kyle William Brooks, Valedictorian, Northeast High School. by *Green.

Senate Joint Resolution No. 685 -- Memorials, Academic Achievement - Katelyn Elizabeth Mitchell, Salutatorian, Northeast High School. by *Green.

Senate Joint Resolution No. 686 -- Memorials, Professional Achievement - First Sergeant Nelton H. Galloway, Commander's Award for Public Service. by *Green.

Senate Joint Resolution No. 687 -- Memorials, Professional Achievement - Major Van G. Chase, Commander's Award for Public Service. by *Green.

Senate Joint Resolution No. 688 -- Memorials, Interns - Patrick J. Crawford. by *Southerland.

OBJECTION--CONSENT CALENDAR

Objections were filed to the following on the Consent Calendar:

House Bill No. 2652: by Rep. Armstrong

House Bill No. 1407: by Rep. McCormick

Under the rules, House Bills Nos. 2652 and 1407 were placed at the heel of the calendar for April 6, 2016.

MONDAY, APRIL 4, 2016 – FIFTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	88
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 88

Representatives present and not voting were: Jones -- 1

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 1532** -- Firearms and Ammunition - As introduced, allows the Tennessee POST commission to deny a retired law enforcement officer's application to carry as a law enforcement officer if the retired officer is prohibited from purchasing or possessing a firearm, or obtaining a handgun carry permit, or if the retired officer has been convicted of DUI once within five years, or twice or more within 10 years, of the application date. - Amends TCA Title 38, Chapter 8, Part 1. by *McCormick, *Brooks K. (SB2533 by *Norris, *Bell)

Further consideration of House Bill No. 1532, previously considered on March 21, 2016, at which time it was reset for today's Calendar.

Rep. McCormick moved that **House Bill No. 1532** be reset for the Regular Calendar on April 11, 2016, which motion prevailed.

***House Joint Resolution No. 502** -- General Assembly, Confirmation of Appointment - Douglas Hungate, education standards recommendation committee for English language arts and mathematics. by *Littleton.

Further consideration of House Joint Resolution No. 502, previously considered on March 21, 2016, at which time it was reset for today's Calendar.

MONDAY, APRIL 4, 2016 – FIFTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, **Senate Joint Resolution No. 450** was substituted for House Joint Resolution No. 502.

Rep. Littleton moved that the House concur in **Senate Joint Resolution No. 502**, which motion prevailed by the following vote:

Ayes	91
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

***House Joint Resolution No. 484** -- General Assembly, Confirmation of Appointment - Amy Gullion, education standards recommendation committee for English language arts and mathematics. by *Forgety.

Further consideration of House Joint Resolution No. 484, previously considered on March 21, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 425** was substituted for House Joint Resolution No. 484.

Rep. Forgety moved that the House concur in **Senate Joint Resolution No. 425**, which motion prevailed by the following vote:

Ayes	80
Noes.....	5
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Clemmons, Coley, Cooper, Daniel, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Spivey, Swann, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 80

Representatives voting no were: Dunlap, Hawk, Stewart, Windle, Womick -- 5

Representatives present and not voting were: Powers -- 1

A motion to reconsider was tabled.

***House Bill No. 623** -- Bail, Bail Bonds - As introduced, deletes provision permitting a court to revoke a defendant's bond and order the defendant held without bail pending trial if the defendant violates a condition of release, is charged with an offense committed during the defendant's release, or engages in conduct which obstructs the progress of the trial. - Amends TCA Title 40, Chapter 11. by *Farmer. (SB642 by *Gardenhire)

Further consideration of House Bill No. 623, previously considered on April 20, 2015, at which time it was held on the desk, and March 21, 2016, at which time it was reset for today's Calendar.

Rep. Farmer moved that **House Bill No. 623** be reset for the last Regular Calendar, which motion prevailed.

***House Joint Resolution No. 619** -- General Assembly, Confirmation of Appointment - Katherine Petko, education standards recommendation committee for social studies. by *Zachary.

Further consideration of House Joint Resolution No. 502, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 542** was substituted for House Joint Resolution No. 619.

Rep. Zachary moved that the House concur in **Senate Joint Resolution No. 542**, which motion prevailed by the following vote:

Ayes	91
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

***House Joint Resolution No. 622** -- General Assembly, Confirmation of Appointment - Kattie Nash, education standards recommendation committee for science. by *Williams.

Further consideration of House Joint Resolution No. 622, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 543** was substituted for House Joint Resolution No. 622.

Rep. Williams moved that the House concur in **Senate Joint Resolution No. 543**, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Durham was recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

***House Joint Resolution No. 623** -- General Assembly, Confirmation of Appointment - Sally Pardue, education standards recommendation committee for science. by *Williams.

Further consideration of House Joint Resolution No. 623, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 544** was substituted for House Joint Resolution No. 623.

Rep. Williams moved that the House concur in **Senate Joint Resolution No. 544**, which motion prevailed by the following vote:

Ayes 92

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Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

***House Joint Resolution No. 624** -- General Assembly, Confirmation of Appointment - Jason Roach, education standards recommendation committee for social studies. by *Hicks.

Further consideration of House Joint Resolution No. 624, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 539** was substituted for House Joint Resolution No. 624

Rep. Hicks moved that the House concur in **Senate Joint Resolution No. 539**, which motion prevailed by the following vote:

Ayes 92

Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

***House Joint Resolution No. 626** -- General Assembly, Confirmation of Appointment - LaToya Pugh, education standards recommendation committee for science. by *Lollar.

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Further consideration of House Joint Resolution No. 626, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 540** was substituted for House Joint Resolution No. 626.

Rep. Lollar moved that the House concur in **Senate Joint Resolution No. 540**, which motion prevailed by the following vote:

Ayes	86
Noes.....	5
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Spivey, Stewart, Swann, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 86

Representatives voting no were: Dunlap, Hawk, Sparks, Windle, Womick -- 5

Representatives present and not voting were: Powers -- 1

A motion to reconsider was tabled.

***House Joint Resolution No. 612** -- General Assembly, Confirmation of Appointment - Billie Jeanette Cuervo, education standards recommendation committee for science. by *Carter.

Further consideration of House Joint Resolution No. 612, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 560** was substituted for House Joint Resolution No. 612

Rep. Carter moved that the House concur in **Senate Joint Resolution No. 560**, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton,

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Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Joint Resolution No. 625** -- General Assembly, Confirmation of Appointment - David Barrett, education standards recommendation committee for social studies. by *Moody.

Further consideration of House Joint Resolution No. 625, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 541** was substituted for House Joint Resolution No. 625.

Rep. Moody moved that the House concur in **Senate Joint Resolution No. 541**, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Joint Resolution No. 509** -- General Assembly, Confirmation of Appointment - Tracy Franklin, education standards recommendation committee for English language arts and mathematics. by *Matlock.

Further consideration of House Joint Resolution No. 509, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 447** was substituted for House Joint Resolution No. 509.

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Rep. Matlock moved that the House concur in **Senate Joint Resolution No. 447**, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

***House Joint Resolution No. 661** -- General Assembly, Confirmation of Appointment - Shirley Currey, standards recommendation committee for English language arts and mathematics. by *Brooks H.

Further consideration of House Joint Resolution No. 661, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 569** was substituted for House Joint Resolution No. 661.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 569**, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "aye" to "no" on **Senate Joint Resolution No. 569** and have this statement entered in the Journal: Reps. Beck, Clemmons, Cooper, Gilmore, Hardaway, Jernigan, Jones, Love, Mitchell, Powell, Stewart, Towns and Turner.

REGULAR CALENDAR, CONTINUED

***House Joint Resolution No. 662** -- General Assembly, Confirmation of Appointment - Darcie Finch, Standards Recommendation Committee for English Language Arts and Mathematics. by *Brooks H.

Further consideration of House Joint Resolution No. 662, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 570** was substituted for House Joint Resolution No. 662.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 570**, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Joint Resolution No. 663** -- General Assembly, Confirmation of Appointment - Jan Brewer, Standards Recommendation Committee for Science. by *Brooks H.

Further consideration of House Joint Resolution No. 663, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

Rep. H. Brooks moved adoption of **House Joint Resolution No. 663**, which motion prevailed by the following vote:

Ayes	91
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Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

***House Joint Resolution No. 664** -- General Assembly, Confirmation of Appointment - Bill Carey, standards recommendation committee for social studies. by *Brooks H.

Further consideration of House Joint Resolution No. 664, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 567** was substituted for House Joint Resolution No. 664.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 567**, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

***House Joint Resolution No. 665** -- General Assembly, Confirmation of Appointment - Marsha R. Rains, standards recommendation committee for social studies. by *Brooks H.

Further consideration of House Joint Resolution No. 665, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

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On motion, **Senate Joint Resolution No. 566** was substituted for House Joint Resolution No. 665.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 566**, which motion prevailed by the following vote:

Ayes	90
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

***House Joint Resolution No. 666** -- General Assembly, Confirmation of Appointment - Dr. Lyle Ailshie, standards recommendation committee for English language arts and mathematics. by *Brooks H.

Further consideration of House Joint Resolution No. 666, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 565** was substituted for House Joint Resolution No. 666.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 565**, which motion prevailed by the following vote:

Ayes	92
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

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***House Joint Resolution No. 669** -- General Assembly, Confirmation of Appointment - Susan Bunch, state textbook and instructional materials quality commission. by *Brooks H.

Further consideration of House Joint Resolution No. 669, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 561** was substituted for House Joint Resolution No. 669.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 561**, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Joint Resolution No. 630** -- General Assembly, Confirmation of Appointment - Todd Wigginton, education standards recommendation committee for social studies. by *Love.

Further consideration of House Joint Resolution No. 630, previously considered on March 30, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 549** was substituted for House Joint Resolution No. 630.

Rep. Love moved that the House concur in **Senate Joint Resolution No. 549**, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw,

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Holt, Hulse, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 1849** -- Medical Occupations - As introduced, revises the educational requirements for licensure as a clinical pastoral therapist; authorizes issuance of temporary licenses to clinical pastoral therapists who are in training. - Amends TCA Title 63, Chapter 22. by *Jernigan. (SB1814 by *Yarbro)

Further consideration of House Bill No. 1849, previously considered on March 28, 2016 and March 30, 2016, at which time it was reset for today's Calendar.

On motion, House Bill No. 1849 was made to conform with **Senate Bill No. 1814**; the Senate Bill was substituted for the House Bill.

Rep. Jernigan moved that Senate Bill No. 1814 be passed on third and final consideration.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1814 by deleting subsection (a) of the amendatory language of Section 2 and substituting the following:

(a) The board is authorized to issue a temporary license to a clinical pastoral therapist applicant who has completed the academic course work and supervised clinical experience for the license sought; provided, that in order to retain the temporary license, the applicant shall take the written examination required by the board the first time it is scheduled following issuance of the temporary license unless granted an extension by the board after submitting a written request to the board and making a showing of good cause as determined by the board. The applicant must successfully pass the exam within two (2) years following issuance of the temporary license unless the applicant receives a good cause extension by the board. An applicant may only receive one (1) good cause extension from the board.

AND FURTHER AMEND by deleting subsection (d) of the amendatory language of Section 2 and substituting the following:

(d) A temporary license shall be nonrenewable and shall be valid for a period of not more than three (3) years. A temporary license may be extended beyond the three-year period at the discretion of the board if an applicant shows

good cause for an extension as determined by the board. Only one (1) extension may be granted by the board for an applicant to extend the length of the applicant's temporary license. Within the period of temporary licensure, the applicant shall submit to the board an application for the regular license and shall present supporting documentation demonstrating the satisfactory completion of the required supervised clinical experience. The board shall then grant or deny the application for the regular license, based on satisfactory completion of all requirements for licensure. If the board approves or denies the application for the regular license or if the board revokes the temporary license for any reason, then the temporary license shall cease to be valid and shall be returned to the board.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. McManus moved the previous question, which motion failed by the following vote:

Ayes	32
Noes.....	57

Representatives voting aye were: Akbari, Armstrong, Beck, Daniel, Eldridge, Farmer, Favors, Fitzhugh, Gilmore, Halford, Hazlewood, Jenkins, Jernigan, Jones, Matheny, McDaniel, McManus, Mitchell, Parkinson, Pitts, Powell, Ramsey, Sanderson, Shaw, Shepard, Stewart, Swann, Travis, Turner, Williams, Wirgau, Madam Speaker Harwell -- 32

Representatives voting no were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Cooper, Doss, Dunlap, Dunn, Durham, Forgety, Goins, Gravitt, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matlock, McCormick, Moody, Pody, Powers, Ragan, Reedy, Rogers, Sargent, Sexton C., Sexton J., Smith, Sparks, Spivey, Terry, Towns, Van Huss, Weaver, White D., White M., Windle, Womick, Zachary -- 57

Rep. Jernigan moved that **Senate Bill No. 1814** be reset for the Regular Calendar on April 11, 2016, which motion prevailed.

Senate Bill No. 1697 -- Traffic Safety - As introduced, creates a Class C misdemeanor offense of operating a motor vehicle within a bicycle lane; allows vehicular use of bicycle lanes only when legally parking the vehicle or turning into a road. - Amends TCA Title 55, Chapter 8. by *Massey, *Yarbro, *Bowling. (*HB1487 by *Clemmons, *Beck, *Sexton C, *Stewart, *Windle)

Further consideration of Senate Bill No. 1697, previously considered on March 7, 2016, at which time the House substituted the Senate Bill for the House Bill, withdrew Amendment No. 1, and it was referred back to the Criminal Justice Committee.

Rep. Clemmons moved that Senate Bill No. 1697 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 1697 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 8, Part 2, is amended by adding the following as a new section:

(a) As used in this section, "bicycle lane" means any portion of the roadway set aside for the exclusive use of bicycles.

(b) It is an offense for a person to operate a motor vehicle within a bicycle lane, except under the following situations:

(1) When parking, stopping, or leaving standing the motor vehicle pursuant to § 55-8-158, § 55-8-160, or other law, upon the right side of the roadway or the roadway's shoulder or berm; provided, that a carrier of passengers for hire or other motor vehicle used to provide public transportation may only be parked, stopped, or left standing within a bicycle lane temporarily when loading or unloading passengers and when the area adjacent to the right-hand edge or curb of the roadway that is otherwise designated or primarily used to load or unload passengers is obstructed;

(2) When turning into an intersecting or adjoining highway, drive, road, or driveway; or

(3) When yielding the right-of-way to, or temporarily parking or stopping upon the approach of, an authorized emergency vehicle or police vehicle pursuant to § 55-8-132 or other law.

(c) Any person failing to conform with subsection (b) shall receive a warning citation on first offense and be liable for a fine of twenty dollars (\$20.00) on second offense, and fifty dollars (\$50.00) on third and subsequent offenses.

(d) Nothing in this section preempts or otherwise affects an ordinance or resolution governing the parking, stopping, or standing of motor vehicles in bicycle lanes that is more restrictive than subdivision (b)(1), whether enacted or modified prior to, or on or after, the effective date of this act, by a municipality or county, including a county with a metropolitan form of government.

SECTION 2. Tennessee Code Annotated, Section 55-8-118, is amended by adding the following as a new subsection:

(c) When overtaking or passing upon the right of another motor vehicle pursuant to this section or other law, the person shall not operate the motor vehicle within a bicycle lane as defined in Section 1 of this act.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Akbari moved the previous question, which motion failed by the following vote:

Ayes	44
Noes.....	39
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Calfee, Camper, Carter, Casada, Clemmons, Eldridge, Farmer, Favors, Fitzhugh, Halford, Hardaway, Hazlewood, Jenkins, Jernigan, Johnson, Jones, Lamberth, Littleton, Love, Lynn, Matheny, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Powell, Ramsey, Sanderson, Sexton C., Sexton J., Shaw, Swann, Towns, Travis, Weaver, White M., Windle -- 44

Representatives voting no were: Brooks K., Byrd, Carr, Coley, Cooper, Daniel, Doss, Dunn, Durham, Forgety, Goins, Gravitt, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Keisling, Kumar, Lollar, Marsh, Matlock, McCormick, Pody, Powers, Ragan, Reedy, Rogers, Shepard, Smith, Sparks, Spivey, Van Huss, White D., Williams, Womick, Zachary -- 39

Representatives present and not voting were: Kane -- 1

Rep. M. Hill moved that **Senate Bill No. 1697** be re-referred to the Government Operations Committee, which motion failed by the following vote:

Ayes	23
Noes.....	62
Present and not voting.....	1

Representatives voting aye were: Butt, Byrd, Calfee, Daniel, Doss, Durham, Farmer, Goins, Hazlewood, Hill M., Hill T., Holt, Littleton, Lynn, Matheny, Matlock, Moody, Pody, Powell, Sexton J., Spivey, Van Huss, Womick -- 23

Representatives voting no were: Akbari, Alexander, Armstrong, Beck, Brooks H., Camper, Carr, Carter, Clemmons, Coley, Cooper, Dunlap, Dunn, Eldridge, Faison, Favors, Fitzhugh, Forgety, Gilmore, Gravitt, Halford, Hawk, Hicks, Holsclaw, Hulsey, Jenkins, Jernigan, Johnson, Kumar, Lollar, Love, Marsh, McCormick, McDaniel, McManus, Miller, Mitchell, Parkinson, Pitts, Powers, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Stewart, Swann, Terry, Towns, Travis, Turner, Weaver, White D., White M., Williams, Windle, Zachary, Madam Speaker Harwell -- 62

Representatives present and not voting were: Lamberth -- 1

Rep. Parkinson moved the previous question, which motion prevailed.

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Rep. Clemmons moved that **Senate Bill No. 1697**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 61
Noes..... 29

Representatives voting aye were: Akbari, Armstrong, Beck, Brooks H., Brooks K., Camper, Carr, Carter, Clemmons, Coley, Cooper, Daniel, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Gilmore, Halford, Hardaway, Hawk, Hazlewood, Hicks, Holsclaw, Jenkins, Jernigan, Johnson, Jones, Kumar, Lamberth, Love, Lynn, Marsh, McDaniel, McManus, Miller, Mitchell, Parkinson, Pitts, Powell, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Stewart, Swann, Towns, Travis, Turner, Van Huss, Weaver, White M., Williams, Windle, Madam Speaker Harwell -- 61

Representatives voting no were: Alexander, Butt, Byrd, Calfee, Casada, Doss, Durham, Gravitt, Hill M., Hill T., Holt, Hulse, Kane, Keisling, Littleton, Lollar, Matheny, Matlock, McCormick, Moody, Pody, Powers, Reedy, Sexton J., Smith, Spivey, White D., Womick, Zachary -- 29

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "present and not voting" to "no" on the motion to re-refer **Senate Bill No. 1697** to Government Operations Committee and have this statement entered in the Journal: Rep. Hardaway.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1835** -- Agriculture, Dept. of - As introduced, requires the department to maintain an inventory of operating grist mills that presently or in the past were operated by a water wheel, to update the inventory and publish the inventory on the department's web site, and to notify certain legislators when a grist mill ceases operations. - Amends TCA Title 43 and Title 53. by *Goins. (SB1801 by *Niceley, *Kelsey, *Norris)

On motion, House Bill No. 1835 was made to conform with **Senate Bill No. 1801**; the Senate Bill was substituted for the House Bill.

Rep. Goins moved that Senate Bill No. 1801 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Goins moved that **Senate Bill No. 1801** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

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Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 2422 -- Nurses, Nursing - As introduced, authorizes a nurse practitioner or physician assistant who practices in a free or reduced fee clinic to arrange for required chart reviews by a supervising physician in the physician's office or remotely via HIPAA-compliant electronic means instead of at the clinic site. - Amends TCA Title 63, Chapter 19; Title 63, Chapter 6 and Title 63, Chapter 7. by *Goins, *Favors. (*SB2122 by *Southerland, *Gresham)

On motion, House Bill No. 2422 was made to conform with **Senate Bill No. 2122**; the Senate Bill was substituted for the House Bill.

Rep. Goins moved that Senate Bill No. 2122 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Goins moved that **Senate Bill No. 2122** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

***House Bill No. 2401** -- Liens - As introduced, revises the notice provisions pertaining to a condominium association when the association forecloses on a lien against a unit owner for

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assessments levied against the unit. - Amends TCA Title 66, Chapter 27. by *Travis, *Carter. (SB2397 by *Overbey)

Rep. Travis moved that House Bill No. 2401 be passed on third and final consideration.

Rep. Marsh moved adoption of Business and Utilities Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2401 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-27-415, is amended by deleting subsections (a) and (b) and substituting instead the following:

(a)

(1) The association has a lien on a unit for any assessment levied against that unit or fines imposed against its unit owner from the time the assessment or fine becomes due, which lien may be foreclosed by judicial action.

(2) Notwithstanding subdivision (a)(1), the declaration may provide that the association's lien may be foreclosed in like manner as a deed of trust with power of sale under title 35, chapter 5; provided, that the association shall give notice of its action to the unit owner and to all lienholders of record prior to the first publication of notice as required under title 35, chapter 5.

(3) Notice shall be deemed sufficient if sent by United States mail, postage prepaid:

(A) If to the unit owner, at the unit, or, if different, the last address for the unit owner on file with the association; or

(B) If to a lienholder, other interested party, or the nominee of record, at the address set forth in the instrument of record, or, if different, at such other address as the lienholder, the other interested party, or the nominee may have on file with the association.

(4) Notice shall be deemed received three (3) days after deposit in the United States mail, postage prepaid. Unless the declaration otherwise provides, fees, charges, late charges, fines, and interest charged pursuant to § 66-27-402(a)(10), (11), and (12) are enforceable as assessments under this section. If an assessment is payable in installments, the full amount of the assessment is a lien from the time the first installment of the assessment becomes due.

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(b)

(1) A lien under this section is prior to all other liens and encumbrances on a unit, except:

(A) Liens and encumbrances recorded before the recordation of the declaration;

(B) A first or other contemporaneous mortgage or deed of trust on the unit recorded before the date on which the assessment sought to be enforced became delinquent; and

(C) Liens for real estate taxes and other governmental assessments or charges against the unit.

(2) Upon a foreclosure action initiated by a lien holder or the association under title 35, chapter 5, the association shall be entitled to a priority in the proceeds from the foreclosure sale to satisfy the lien under subsection (a) up to the extent of the common expense assessments based on the periodic budget adopted by the association pursuant to § 66-27-414, which would have become due in the absence of acceleration during the six (6) months immediately preceding institution of an action to enforce the lien, but not exceeding one percent (1%) of the maximum principal indebtedness of a lien secured by the first mortgage or deed of trust; provided, that, notwithstanding this subsection (b) or any law to the contrary:

(A) Any foreclosure by the association of its lien for assessments shall be subject to any prior mortgage or deed of trust encumbering the property and shall not extinguish the lien of such mortgage or deed of trust;

(B) Upon any foreclosure by the holder of a mortgage or deed of trust, the sale and foreclosure will be subject to the association lien up to the payment priority amount set forth in this subdivision (b)(2); and (C) Any right of foreclosure or priority of the association shall not be transferable and shall be extinguished if assigned or transferred to a third party.

(3) This subsection (b) does not affect the priority of mechanics or materialmen's liens. The lien under this section is not subject to the statutory or other right of redemption, homestead, or any other exemption, unless specifically reserved in the declaration.

SECTION 2. Tennessee Code Annotated, Section 66-27-415, is amended by deleting subsection (d) and substituting the following:

(1) Recording of the declaration constitutes record notice of the lien. A lien for any delinquent assessment under this section up to the priority in

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payment provided in subdivision (b)(2) is perfected without recording. Any other delinquent amount above the priority of payment provided in subdivision (b)(2) is perfected by recording it in the lien book in the register of deeds office in the county where the real property is located, and shall have priority over any subsequently filed liens.

(2) The lien shall not have the priority provided for in subdivision (b)(2)(A) over the mortgages and deeds of trust described in subdivision (b)(1)(B) if the owner of the unit or the holder of any mortgage or deed of trust on the unit has notified the association in writing of the holder's name and address and the identity of the unit upon which it holds a first mortgage or deed of trust, and the association has failed, within thirty (30) days of the date that six (6) months of assessments for common expenses due from the unit became delinquent, to give written notice of the delinquency to the holder of the first mortgage or deed of trust at the address provided by the party.

SECTION 3. This act shall take effect June 1, 2016, the public welfare requiring it, and shall apply to any foreclosure action initiated on or after that date.

On motion, Business and Utilities Committee Amendment No. 1 was adopted.

Rep. Travis moved that **House Bill No. 2401**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88
Noes..... 4

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Zachary -- 88

Representatives voting no were: Pody, Windle, Womick, Madam Speaker Harwell -- 4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

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Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 2401** and have this statement entered in the Journal: Rep. Lynn.

REGULAR CALENDAR, CONTINUED

***Senate Bill No. 1811** -- Election Laws - As introduced, excludes residents of correctional institutions from being considered in reapportionment. - Amends TCA Title 5 and Title 41. by *Haile, *Yager. (HB2053 by *Weaver, *Todd)

Further consideration of Senate Bill No. 1811, previously considered on March 7, 2016 and March 14, 2016, at which time the House substituted the Senate Bill for the House Bill, and it was re-referred to the Local Government Committee.

Rep. Weaver moved that Senate Bill No. 1811 be passed on third and final consideration.

Rep. Wirgau moved adoption of Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1811 by deleting the word "shall" from the amendatory language of Section 1 and substituting instead the word "may".

On motion, Local Government Committee Amendment No. 1 was adopted.

Rep. Pody moved the previous question, which motion prevailed by the following vote:

Ayes	62
Noes.....	27

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Jenkins, Johnson, Kumar, Lamberth, Littleton, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Sexton J., Sparks, Spivey, Swann, Terry, Travis, Van Huss, Weaver, White D., White M., Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 62

Representatives voting no were: Akbari, Armstrong, Beck, Camper, Clemmons, Dunlap, Favors, Fitzhugh, Gilmore, Hardaway, Jernigan, Jones, Lollar, Love, Lynn, Miller, Mitchell, Parkinson, Pitts, Powell, Sanderson, Shaw, Shepard, Stewart, Towns, Turner, Williams -- 27

Rep. Weaver moved that **Senate Bill No. 1811**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 66
Noes..... 25

Representatives voting aye were: Alexander, Beck, Brooks H., Brooks K., Butt, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Jenkins, Johnson, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Sexton J., Sparks, Spivey, Swann, Terry, Travis, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 66

Representatives voting no were: Akbari, Armstrong, Byrd, Camper, Clemmons, Cooper, Dunlap, Favors, Fitzhugh, Gilmore, Hardaway, Jernigan, Jones, Love, Miller, Mitchell, Parkinson, Pitts, Powell, Shaw, Shepard, Smith, Stewart, Towns, Turner -- 25

A motion to reconsider was tabled.

***House Bill No. 2236** -- Education, Dept. of - As introduced, allows the department to use available public funds, in addition to private funds, to make community school grants. - Amends TCA Title 49, Chapter 6, Part 24. by *Cooper, *Towns, *Akbari, *Camper, *Hardaway. (SB2172 by *Tate, *Briggs)

On motion, House Bill No. 2236 was made to conform with **Senate Bill No. 2172**; the Senate Bill was substituted for the House Bill.

Rep. Cooper moved that Senate Bill No. 2172 be passed on third and final consideration.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Parkinson moved the previous question, which motion prevailed.

Rep. Cooper moved that **Senate Bill No. 2172** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 1994 -- Alcoholic Beverages - As introduced, allows delivery service licensees that are authorized to deliver alcoholic beverages or beer that are sold by a licensed retailer of alcoholic beverages to also deliver beer from beer permittees; revises other delivery service related provisions. - Amends TCA Title 39 and Title 57. by *Sanderson, *Cooper. (*SB1879 by *Johnson, *Ketron)

On motion, House Bill No. 1994 was made to conform with **Senate Bill No. 1879**; the Senate Bill was substituted for the House Bill.

Rep. Sanderson moved that Senate Bill No. 1879 be passed on third and final consideration.

Rep. Ramsey moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1879 by adding the following language after the last sentence of the amendatory language in SECTION 2:

A delivery service licensed under this section shall only deliver prepared food and alcoholic beverages to a location that is within a one hundred (100) mile radius of the place of business of the delivery service.

On motion, State Government Committee Amendment No. 2 was adopted.

Rep. Sanderson moved that **Senate Bill No. 1879**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	72
Noes.....	12
Present and not voting.....	6

Representatives voting aye were: Akbari, Armstrong, Beck, Brooks H., Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Holsclaw, Hulsey, Jenkins, Jernigan, Jones, Kane, Kumar, Lamberth, Littleton, Lollar, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Weaver, White D., Williams, Wirgau, Womick, Madam Speaker Harwell -- 72

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Representatives voting no were: Doss, Dunlap, Hill M., Hill T., Holt, Matlock, Moody, Smith, Van Huss, White M., Windle, Zachary -- 12

Representatives present and not voting were: Alexander, Butt, Byrd, Pody, Powers, Sparks -- 6

A motion to reconsider was tabled.

House Bill No. 2153 -- Medical Occupations - As introduced, permits licensees whose licenses from a health-related board have expired to obtain reinstatement on the basis of a plan developed by the department of health for periodic payment of past due renewal fees and unattained continuing education instead of the current requirement of payment of all past due fees before reinstatement. - Amends TCA Title 63. by *Ragan. (*SB1574 by *McNally)

On motion, House Bill No. 2153 was made to conform with **Senate Bill No. 1574**; the Senate Bill was substituted for the House Bill.

Rep. Ragan moved that Senate Bill No. 1574 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ragan moved that **Senate Bill No. 1574** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. DeBerry was recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

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House Bill No. 1194 -- Taxes, Exemption and Credits - As introduced, allows part-time and seasonal adventure tourism jobs, with or without minimum health care, created in adventure tourism districts since June 1, 2011, to be counted as half a job for purposes of allowing the employer to qualify for the jobs tax credit against franchise and excise taxes. - Amends TCA Title 11, Chapter 11, Part 2 and Title 67. by *Ragan, *Brooks K. (*SB302 by *Yager)

On motion, House Bill No. 1194 was made to conform with **Senate Bill No. 302**; the Senate Bill was substituted for the House Bill.

Rep. Ragan moved that Senate Bill No. 302 be passed on third and final consideration.

Rep. Marsh moved that Business and Utilities Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Stewart moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 302 by deleting the language "and the job position is:" from subdivision (A)(ii) in Section 1 and substituting instead the language "the job pays wages of a minimum of twelve dollars (\$12.00) per hour; and the job position is:".

Rep. Ragan moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes 69
Noes..... 25

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Smith, Sparks, Spivey, Swann, Terry, Travis, Van Huss, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 69

Representatives voting no were: Akbari, Armstrong, Beck, Camper, Clemmons, Cooper, DeBerry, Dunlap, Favors, Fitzhugh, Gilmore, Hardaway, Jernigan, Jones, Love, Miller, Mitchell, Parkinson, Pitts, Powell, Shepard, Stewart, Towns, Turner, Windle -- 25

Rep. Ragan moved that **Senate Bill No. 302** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 2

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

Representatives voting no were: Hardaway, Stewart -- 2

A motion to reconsider was tabled.

House Bill No. 1856 -- Drugs, Prescription - As introduced, supersedes rules of the board of medical examiners to permit the prescription, order, sale, or other distribution of the drug lisdexamfetamine dimesylate for any currently accepted medical use in the United States. - Amends TCA Title 63, Chapter 6. by *Terry, *Armstrong, *Matheny, *Littleton. (*SB1765 by *Massey)

On motion, House Bill No. 1856 was made to conform with **Senate Bill No. 1765**; the Senate Bill was substituted for the House Bill.

Rep. Terry moved that Senate Bill No. 1765 be passed on third and final consideration.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1765 by deleting the amendatory language of Section 1 and substituting instead the following:

(o) It is not a violation of this chapter or chapter 9 of this title for a physician or osteopathic physician to prescribe, order, or otherwise distribute, for the purpose of treating binge eating disorder, a drug which is approved by the federal food and drug administration for that indication.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. M. Hill moved the previous question, which motion prevailed.

Rep. Terry moved that **Senate Bill No. 1765**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 2125** -- Election Laws - As introduced, allows Rutherford County to participate in a pilot project for establishing convenient voting centers for use on election day upon super majority vote of the county election commission. - Amends TCA Title 2, Chapter 3. by *Terry, *White D, *Sparks, *Womick. (SB2101 by *Ketron, *Tracy)

On motion, House Bill No. 2125 was made to conform with **Senate Bill No. 2101**; the Senate Bill was substituted for the House Bill.

Rep. Terry moved that Senate Bill No. 2101 be passed on third and final consideration.

Rep. Wirgau moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. T. Hill moved the previous question, which motion prevailed by the following vote:

Ayes 70

Noes..... 24

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Smith, Sparks, Spivey, Swann, Terry, Travis, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 70

Representatives voting no were: Akbari, Armstrong, Beck, Camper, Clemmons, Cooper, DeBerry, Dunlap, Favors, Fitzhugh, Gilmore, Hardaway, Jernigan, Jones, Miller, Mitchell, Parkinson, Pitts, Powell, Shaw, Shepard, Stewart, Towns, Turner -- 24

Rep. Terry moved that **Senate Bill No. 2101** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 78

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Noes..... 15

Representatives voting aye were: Alexander, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Travis, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 78

Representatives voting no were: Armstrong, Clemmons, Cooper, Dunlap, Favors, Gilmore, Hardaway, Jones, Miller, Mitchell, Parkinson, Powell, Stewart, Towns, Turner -- 15

A motion to reconsider was tabled.

***House Bill No. 2006** -- Medical Occupations - As introduced, permits the employment of certain medical professionals by charitable clinics. - Amends TCA Title 63, Chapter 11; Title 63, Chapter 5; Title 63, Chapter 6; Title 63, Chapter 8 and Title 63, Chapter 9. by *Kumar, *Miller. (SB2027 by *Briggs, *Yarbro)

On motion, House Bill No. 2006 was made to conform with **Senate Bill No. 2027**; the Senate Bill was substituted for the House Bill.

Rep. Kumar moved that Senate Bill No. 2027 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Kumar moved that **Senate Bill No. 2027** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

***House Bill No. 2323** -- Physicians and Surgeons - As introduced, enacts the "Health Care Empowerment Act"; authorizes direct primary care agreements. - Amends TCA Title 56; Title 63; Title 68 and Title 71. by *Kumar, *Harwell, *Sexton C. (SB2443 by *Roberts, *Crowe, *Bowling, *Bell, *Bailey, *Gresham, *Hensley, *Jackson, *Tracy, *Stevens, *Green, *Norris, *Watson, *Yager, *Harris)

On motion, House Bill No. 2323 was made to conform with **Senate Bill No. 2443**; the Senate Bill was substituted for the House Bill.

Rep. Kumar moved that Senate Bill No. 2443 be passed on third and final consideration.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2443 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 1, is amended by adding the following as a new part:

63-1-501. This part shall be known and may be cited as the "Health Care Empowerment Act".

63-1-502. As used in this part:

(1) "Direct primary care agreement" means a written contractual agreement between a primary care physician and an individual patient, or the patient's legal representative, in which:

(A) The physician agrees to provide primary care services to the individual patient for an agreed fee over an agreed period of time;

(B) The direct primary care physician will not bill third parties on a fee-for-service basis;

(C) Any per-visit charges under the agreement will be less than the monthly equivalent of the periodic fee;

(D) The agreement describes the scope of primary service that is covered by the periodic fee;

(E) The agreement contains the following disclosures, or substantially similar disclosures, that are conspicuously visible in the agreement in bold font:

(i) The agreement does not constitute health insurance under the laws of this state;

(ii) An uninsured patient that enters into a direct primary care agreement may still be subject to tax penalties under the Patient Protection and Affordable Care Act, Public Law 111-148, for failing to obtain insurance;

(iii) Patients insured by health insurance plans that are compliant with the Patient Protection and Affordable Care Act already have coverage for certain preventative care benefits at no cost to the patient;

(iv) Payments made by a patient for services rendered under a direct primary care agreement may not count towards the patient's health insurance deductibles and maximum out-of-pocket expenses;

(v) A patient is encouraged to consult with the patient's health insurance plan, before entering into the agreement and receiving care; and

(vi) A physician who breaches the agreement may be liable for damages and may be subject to professional discipline by the board of medical examiners;

(F) The agreement specifies the duration of the agreement, including automatic renewal periods; and

(G) The patient is not required to pay more than twelve (12) months of the fee in advance; provided, that the contracted fee may be paid on a payment schedule agreed to by physician and patient that may be due on a monthly, quarterly, or yearly basis;

(2) "Direct primary care physician" means an individual or legal entity that is licensed, registered, or otherwise authorized to provide primary care services in this state under this title, and who chooses to enter into a direct primary care agreement. A direct primary care physician includes an individual primary care physician or other legal entity, alone or with others professionally associated with the physician or other legal entity;

(3) "Medical products" include medical drugs and pharmaceuticals;

(4) "Physician" means a physician licensed under chapter 6 or 9 of this title; and

(5) "Primary care service" includes the screening, assessment, diagnosis, and treatment for the purpose of promotion of health or the detection and management of disease or injury within the competency and training of the direct primary care physician.

63-1-503.

(a) Nothing in state law shall be construed as prohibiting a patient or a legal representative of a patient from seeking care outside of an insurance plan, or outside of the TennCare or medicare program, and paying for such care.

(b) Nothing in the law of this state shall be construed as prohibiting a physician, other medical professional licensed under this title, or a healthcare facility, licensed under title 33 or 68, from accepting payment for services or medical products outside of an insurance plan. Nothing in the law of this state shall prohibit a physician, other medical professional, or a medical facility from accepting payment for services or medical products provided to a TennCare or medicare beneficiary.

(c) A patient or legal representative shall not forfeit insurance benefits, TennCare benefits, or medicare benefits by purchasing medical services or medical products outside the system.

(d) The offer and provision of medical services or medical products purchased and provided under this part shall not be deemed an offer of insurance nor regulated by the insurance laws of the state.

63-1-504.

(a) A direct primary care agreement is not insurance and is not subject to regulation by the department of commerce and insurance.

(b) Entering into a direct primary care agreement is not the business of insurance and is not subject to regulation under title 56.

(c) A direct primary care physician or the agent of a direct primary care physician is not required to obtain a certification of authority or license under the Tennessee Insurance Producer Licensing Act of 2002, compiled in title 56, chapter 6 to market, sell, or offer to sell a direct primary care agreement.

(d) A direct primary care agreement is not a discount medical plan.

(e) A direct primary care agreement shall:

(1) Allow either party to terminate the agreement upon written notice to the other party;

(2) Provide that fees are not earned by the direct primary care physician until the month paid by the periodic fee has been completed; and

(3) Provide that, upon termination of this agreement by the individual patient, all unearned fees are to be returned to the patient.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2443 by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, Health Committee Amendment No. 2 was adopted.

Rep. Kumar requested that Senate Bill No. 2443 be moved to the heel of the Calendar, which motion prevailed.

***House Joint Resolution No. 691** -- General Assembly, Confirmation of Appointment - Marsha Buck, Standards Recommendation Committee for Science. by *Brooks H.

Further consideration of House Joint Resolution No. 691, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 586** was substituted for House Joint Resolution No. 691.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 586**, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

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***House Joint Resolution No. 692** -- General Assembly, Confirmation of Appointment - Mark Weeks, Standards Recommendation Committee for Science. by *Brooks H.

Further consideration of House Joint Resolution No. 692, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 587** was substituted for House Joint Resolution No. 692.

Rep. H. Brooks moved that the House concur in **Senate Joint Resolution No. 587**, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

***House Joint Resolution No. 712** -- General Assembly, Confirmation of Appointment - Doris Annette Hurd, standards recommendation committee for science. by *Harwell, *Johnson.

Further consideration of House Joint Resolution No. 712, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 674** was substituted for House Joint Resolution No. 712.

Rep. Johnson moved that the House concur in **Senate Joint Resolution No. 674**, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

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Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

***House Joint Resolution No. 713** -- General Assembly, Confirmation of Appointment - Lorrie Graves, Standards Recommendation Committee for Science. by *Harwell, *Johnson.

Further consideration of House Joint Resolution No. 713, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 673** was substituted for House Joint Resolution No. 713.

Rep. Johnson moved that the House concur in **Senate Joint Resolution No. 673**, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

***House Joint Resolution No. 714** -- General Assembly, Confirmation of Appointment - Dr. Kent Gallaher, standards recommendation committee for science. by *Harwell, *Johnson.

Further consideration of House Joint Resolution No. 714, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

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On motion, **Senate Joint Resolution No. 675** was substituted for House Joint Resolution No. 714.

Rep. Johnson moved that the House concur in **Senate Joint Resolution No. 675**, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Joint Resolution No. 492** -- General Assembly, Confirmation of Appointment - Sharen Cypress, education standards recommendation committee for English language arts and mathematics. by *McManus.

Further consideration of House Joint Resolution No. 492, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

On motion, **Senate Joint Resolution No. 436** was substituted for House Joint Resolution No. 492.

Rep. McManus moved that the House concur in **Senate Joint Resolution No. 436**, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Bill No. 2139** -- Education - As introduced, requires all LEA personnel to verify that the LEA's policy on use of the Internet has been read prior to accepting an employment contract or at the renewal of an employment contract. - Amends TCA Title 49. by *Brooks K, *Hardaway. (SB2514 by *Gresham)

Further consideration of House Bill No. 2139, previously considered on March 31, 2016, at which time it was reset for today's Calendar.

Rep. K. Brooks moved that **House Bill No. 2139** be reset for the Regular Calendar on April 6, 2016, which motion prevailed.

***Senate Bill No. 2443** -- Physicians and Surgeons - As introduced, enacts the "Health Care Empowerment Act"; authorizes direct primary care agreements. - Amends TCA Title 56; Title 63; Title 68 and Title 71. by *Roberts, *Crowe, *Bowling, *Bell, *Bailey, *Gresham, *Hensley, *Jackson, *Tracy, *Stevens, *Green, *Norris, *Watson, *Yager, *Harris (HB2323 by *Kumar, *Harwell, *Sexton C).

Further consideration of Senate Bill No. 2443, previously considered on today's Calendar, at which time the House substituted the Senate Bill for the House Bill, adopted Amendments Nos. 1 and 2, and it was rolled to its current location.

Rep. Kumar moved that Senate Bill No. 2443 be passed on third and final consideration.

Rep. Marsh moved the previous question, which motion prevailed.

Rep. Kumar moved that **Senate Bill No. 2443**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes.....	5
Present and not voting.....	2

Representatives voting aye were: Alexander, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Gilmore, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Spivey, Stewart, Swann, Terry, Towns, Travis, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 82

Representatives voting no were: Favors, Hardaway, Jones, Parkinson, Turner -- 5

Representatives present and not voting were: Armstrong, Lynn -- 2

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Goins voted "aye" on **Senate Bill No. 2443**.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 458** -- Education, Higher - As introduced, encourages nonresidential students to provide proof of meningococcal vaccination, but does not require proof for admission. - Amends TCA Section 49-7-124. by *Goins, *Brooks H, *White M, *Powers, *DeBerry, *Lamberth. (SB513 by *Gresham)

Senate Amendment No. 2

AMEND House Bill No. 458 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-7-124, is amended by adding the following language as a new subsection:

A public institution of higher education shall accept from a student proof of the student's prior or current military service as proof of any immunization required of the student for enrollment at the institution.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

Rep. Goins moved that the House concur in Senate Amendment No. 2 to **House Bill No. 458**, which motion prevailed by the following vote:

Ayes	89
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Farmer, Favors, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Parkinson, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary -- 89

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGES

House Bill No. 1276 -- Alcoholic Beverages - As introduced, permits the sale of alcoholic beverages and beer for consumption on the premises of a deluxe theater that exhibits motion pictures to the public for a charge, has a full-service restaurant with at least 900 seats at tables, and contains nine auditoriums with seating for not less than 50 persons in each auditorium. - Amends TCA Title 57, Chapter 4. by *Durham, *Sargent, *Lamberth, *Casada. (*SB913 by *Johnson, *Kelsey)

Rep. Casada moved that **House Bill No. 1276** be reset for the next available Message Calendar, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2037** -- Commerce and Insurance, Dept. of - As introduced, repeals registration requirement for certain health clubs; specifies that such clubs post a surety bond in the amount of \$25,000 for each location conducting business in this state or certify to the department their net worth of at least \$10,000,000. - Amends TCA Title 47, Chapter 18 and Title 57, Chapter 4. by *Faison. (SB2384 by *Bell, *Bowling)

Senate Amendment No. 1

AMEND House Bill No. 2037 by deleting the language "to the department" in subdivision (e)(1) in Section 15.

AND FURTHER AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 47-18-303, is amended by deleting subdivision (2).

Rep. Faison moved that the House concur in Senate Amendment No. 1 to **House Bill No. 2037**, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulse, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shepard, Smith, Sparks, Spivey, Swann, Terry, Towns, Travis,

Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Reps. Forgety and Miller voted "aye" on concurring in Senate Amendment No. 1 to **House Bill No. 2037**.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2095** -- Criminal Offenses - As introduced, creates a Class A misdemeanor offense for any person who sells, leases, or otherwise transfers title of a motor vehicle on or after July 1, 2016, to knowingly install, conceal, or otherwise place an electronic tracking device in or on the motor vehicle without the written consent of the purchaser of the vehicle. - Amends TCA Title 39, Chapter 13, Part 6 and Title 55. by *Hardaway, *Towns, *Powell, *Stewart. (SB2608 by *Norris)

Senate Amendment No. 1

AMEND House Bill No. 2095 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-606(a)(1), is amended by redesignating the subdivision as subdivision (a)(1)(A) and by adding the following language as subdivision (a)(1)(B):

(B) It is an offense for a person who leases a motor vehicle to knowingly install, conceal, or otherwise place an electronic tracking device in or on the motor vehicle without the consent of the lessee of the vehicle.

SECTION 2. Tennessee Code Annotated, Section 39-13-606(a)(2), is amended by deleting the subdivision and substituting instead the following:

(2) As used in this section:

(A) "Lease" has the same meaning as defined in § 39-14-147;

(B) "Owner" includes a person who has purchased a motor vehicle using a loan; and

(C) "Person" does not include the manufacturer of the motor vehicle.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it, and shall apply to prohibited conduct occurring on or after that date.

3441

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

MONDAY, APRIL 4, 2016 – FIFTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Hardaway moved that the House concur in Senate Amendment No. 1 to **House Bill No. 2095**, which motion prevailed by the following vote:

Ayes 93
Noes 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

Representatives voting no were: Farmer -- 1

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RECOGNITION IN THE WELL

On motion of Representative McCormick, the following rules were suspended for the remainder of the 2016 Legislative Session:

Suspend **Rule No. 17**: so that all congratulatory and memorializing resolutions can be placed directly on the next Consent Calendar.

Suspend **Rule No. 49**: the 48-hour rule so that all bills moved from Calendar and Rules can be set on the next floor Calendar.

Suspend **Rule No. 49**: the 25 bill limit rule so that more than 25 bills may be placed on the Calendar for final consideration on any one day; It is not the purpose of the suspension of this portion of the rules to allow any bill or resolution, lifted from the clerk's desk and placed on the next available calendar, to be considered on the same day on which the motion to lift from the clerk's desk is adopted.

Suspend **Rule No. 50**: the 72-hour rule for posting the Consent Calendar, so that local bills and other bills and resolutions coming out of Calendar and Rules can be placed on the next Consent Calendar on a daily basis.

Suspend **Rule No. 59**: notice provisions so that all bills from the Senate with messages can be announced and/or automatically placed on the next Message Calendar.

Suspend **Rule No. 60**: so that notice of proposed amendments may be given until the start of Session on the day of consideration.

3442

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

MONDAY, APRIL 4, 2016 – FIFTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Suspend **Rule No. 67**: so that committee and subcommittee meetings can be held at times other than those specified in the House Weekly Schedule and with less than 72 hours notice.

Suspend **Rule No. 71**: the 24-hour rule requiring all amendments to be available to members 24 hours before consideration on the floor.

Suspend **Rule No. 75**: meeting time provision so that session can meet hours other than 9:00 a.m. to 12 noon and 2:00 p.m. to 7:00 p.m.

Suspend **Rule No. 83(1)**: so that all bills reported out of subcommittee can be heard on the next full committee calendar without waiting a week.

Suspend **Rule No. 83(1)**: so that all bills reported out of committee can be heard in the next committee or subcommittee without waiting a week.

Suspend **Rule No. 83(1)**: so that items in committee and subcommittee can be placed on the next calendar notwithstanding the Wednesday 3:30 deadline for placing bills on notice.

RULES SUSPENDED

Rep. Mitchell moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 831 out of order, which motion prevailed.

House Joint Resolution No. 831 -- Memorials, Death - James Robert Cullom. by *Mitchell.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Mitchell, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow House Bills Nos. 2412 and 1824 to be heard in the Criminal Justice Committee this week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow House Bills Nos. 2656, 2657, 2040, 2660, 2661 and Senate Bill No. 396 to be heard in the Local Government Committee this week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow House Bills Nos. 876 and 2271 to be heard in the State Government Committee this week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow the Local Government Subcommittee to meet and hear House Bill No. 2156 tomorrow, April 5, 2016 at 8:30 a.m., which motion prevailed.

APPOINTMENTS

The Speaker appointed Rep. Carter as the Interim-Chair of the Civil Justice Committee in the absence of Rep. Lundberg, due to his military service.

The Speaker appointed Rep. Lamberth as Chair to the Judicial Ad Hoc Committee.

The Speaker appointed Rep. Powers to the Judicial Ad Hoc Committee.

ANNOUNCEMENTS

PRESENT IN CHAMBER

Rep. Van Huss was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1407 Reps. Goins, Eldridge, Wirgau and Gravitt as prime sponsors.

House Bill No. 1532 Rep. Carter as prime sponsor.

House Bill No. 2331 Rep. K. Brooks as prime sponsor.

**MESSAGE FROM THE SENATE
April 4, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 642, 643, 644, 645, 646, 647, 648, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671 and 698; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 4, 2016**

The Speaker announced that she had signed the following: Senate Joint Resolutions Nos. 642, 643, 644, 645, 646, 647, 648, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671 and 698.

JOE MCCORD, Chief Clerk

**MESSAGE FROM THE SENATE
April 4, 2016**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 708, 709, 710, 711, 715, 716 and 759; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**REPORT OF CHIEF ENGROSSING CLERK
April 4, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 708, 709, 710, 711, 715, 716 and 759; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 4, 2016**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 708, 709, 710, 711, 715, 716 and 759; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

**SIGNED
April 4, 2016**

The Speaker announced that she had signed the following: Senate Bills Nos. 1659, 1972, 1989, 1991 and 2440.

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JOE MCCORD, Chief Clerk

**MESSAGE FROM THE SENATE
April 4, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 760, 1450, 1471, 1472, 1585, 1767, 1862, 1880, 2098, 2137, 2254, 2368, 2391, 2394, 2483, 2557 and 2563; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 4, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1931 and 2647; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 4, 2016**

The Speaker announced that she had signed the following: Senate Bills Nos. 760, 1450, 1471, 1472, 1585, 1767, 1862, 1880, 2098, 2137, 2254, 2368, 2391, 2394, 2483, 2557 and 2563.

JOE MCCORD, Chief Clerk

**SIGNED
April 4, 2016**

The Speaker announced that she had signed the following: House Bills Nos. 1657, 2068, 2625, 2636, 2641 and 2642.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 4, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 188, 189 and 240; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 4, 2016**

The Speaker announced that she had signed the following: House Resolutions Nos. 188, 189 and 240.

3446

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS
April 4, 2016

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 2401, 2621, 2643, 2644, 2649, 2650, 2651 and 2653; also House Joint Resolutions Nos. 543, 663, 768, 769, 770, 771, 772, 773, 774 and 831.

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Towns, Travis, Turner, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

RECESS

On motion of Rep. McCormick, the House stood in recess until 9:00 a.m., Wednesday, April 6, 2016.